

CALFRESH (CF) PROGRAM REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 9/6/17	NEED RESPONSE BY: 9/18/17
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Shasta County Health and Human Services	
3. PHONE NO.:	7. SUBJECT: Allowable income deductions	
4. REGULATION CITE(S): 63-502.11, 63-502.142 and .2(f)	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Client is in receipt of Social Security Disability Insurance (SSDI) income. Client provided a letter from the Department of Treasury verifying her SSDI is being offset to repay a debt she owes to the U.S. Department of Education for a non-tax Federal Debt. Client stated this offset was for an old student loan she did not pay on.

Question: Can the offset amount be used as an income deduction?

10. REQUESTOR'S PROPOSED ANSWER:

No. Per 63-502.121 and 63-502.2, only monies withheld for an overpayment from the income source or verifiable loans, including educational loans on which repayment is deferred, can be used as a deduction. In this case, the offset amount is for an educational loan that is in default.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

The state does not agree with the proposed response. Per ACL 12-25 page 25, the income is "reasonably anticipated" if it is determined that the client will receive a specified amount of the monthly income. Based on the information provided, the client can reasonably anticipate they will receive the SSDI payment minus the amount being deferred. Therefore, the CWD must budget the amount of income that will be received.

FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ: JR 9.26.17
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